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Attorneys for Defendant  
HOT TOPIC, INC. d/b/a HOT TOPIC and TORRID

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

KAKU LAB CORPORATION,  
Plaintiff,

v.

HOT TOPIC, INC., a California  
Corporation; and DOES 1 through 20,  
inclusive,

Defendants.

Case No. C07-05297 CRB

**STIPULATION TO CONTINUE THE  
AUGUST 22, 2008 STATUS CONFERENCE**

This Stipulation is entered into by and between Plaintiff Kaku Lab Corporation (“Plaintiff”) and Defendant Hot Topic, Inc., d/b/a Hot Topic and Torrid (“Defendant”), with reference to the following facts:

1 WHEREAS, on or about March 21, 2008, the Court held an Initial Case Management  
2 Conference, and entered an Order referring the case to Mark LeHocky, Senior Vice President and  
3 General Counsel of Ross Stores, Inc., for mediation proceedings;

4 WHEREAS, the Court set a further Case Management Conference for July 11, 2008;

5 WHEREAS, the parties stipulated to continue the July 11, 2008 Case Management  
6 Conference to August 22, 2008;

7 WHEREAS, on or about July 9, 2008, the Court entered an Order continuing the July 11,  
8 2008 Case Management Conference to August 22, 2008;

9 WHEREAS, on or about August 8, 2008, a conflict of interest arose between Defendant  
10 and mediator Mark LeHocky;

11 WHEREAS, on or about August 11, 2008, Mark LeHocky informed the Court that he  
12 could no longer serve as the mediator in this action due to the conflict;

13 WHEREAS, on or about August 18, 2008, the ADR Clerk of the Court served Notice on  
14 the parties vacating the appointment of mediator Mark LeHocky;

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1 WHEREFORE, the parties hereto, through their respective counsel, hereby stipulate that:  
2 The Case Management Conference currently on calendar for August 22, 2008, be  
3 continued to a date in the future, following the Court's appointment of a new mediator, and  
4 permitting sufficient time for the parties to engage in mediation.

5 Dated: August 17, 2008

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8 By: 

SHAWN T. LEUTHOLD  
Attorney for Plaintiff KAKU LAB  
CORPORATION

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12 Dated: August 18, 2008

ROPERS, MAJESKI, KOHN & BENTLEY

13  
14 By: 

JAMES C. POTEPAN  
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HOT TOPIC, INC. D/B/A HOT TOPIC  
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